

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: James E. Brooks et al.

Serial No.: 10/711,809

Date Filed: October 6, 2004

For: Integrated Detonators for use with Explosive Devices

Docket No. 22.1552

Examiner: Michelle Renee CLEMENT

Art Unit: 3641

Box DAC
Attention: Office of Petitions
Assistant Commissioner for Patents
Washington, DC 20231

**PETITION FOR WITHDRAWAL OF A HOLDING OF ABANDONMENT UNDER
37 CFR § 1.181(a) and 37 CFR § 1.137 and SUPPLEMENTAL
RESPONSE TO ELECTION/RESTRICTION**

Dear Madam:

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

Applicant hereby petitions for revival of this application. Enclosed is a:
Petition fee, and
Adequate showing of the cause of unavoidable delay.

On March 31, 2008 through a review of PAIR on the U.S. Patent and Trademark Office website, Applicants discovered that U.S. Application No. 10/711,809 had been listed as abandoned for failure to respond.

Applicants never received such communication setting forth a requirement to respond. Therefore Applicants' failure to respond was Unavoidable and Unintentional. Below is a short synopsis of the most relevant dates and actions involved with this situation.

7/10/2007 - Applicants respond to Election/Restriction requirement.

9/12/2007 - PTO dated Notice of Non-Compliant Response (Never Received)

3/27/2008 - PTO dated Notice of Abandonment for Not Responding (Not Yet Received)

Unavoidable: The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(a) was unavoidable. Applicants filed a response on July 10, 2007 to Election/Restriction requirement mailed on 6/18/2007. Applicants' response was a bona fide attempt to respond. Applicants did not receive an Office communication relating to this Application from then on. On March 31, 2008, through review of U.S. Patent and Trademark PAIR, Applicants became aware of the Notice of Non-Compliant Amendment dated 9/12/2007 that was never received by Applicants and a Notice of Abandonment dated 3/27/2008 that has not yet been received by Applicants. Attached is a copy of internal logs showing all documents received from the U.S. Patent and Trademark Office within a period when one would have expected the Notice of Non-Compliant Amendment to have arrived, thereby evidencing non-receipt of the Notice of Non-Compliant Response.

Unintentional: Additionally, Applicants hereby state that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional.

Fee: The \$510.00 petition fee as set forth in 37 CFR 1.17(I) is enclosed. Should the fee be deficient in any way, Applicants authorize the difference to be charged to deposit account No. 50-0457.

Respectfully submitted,



Kevin Brayton McGoff
Registration No. 53,297

14910 Airline Rd.
Rosharon Texas, 77583
(281) 285 6534
(281) 285 5537 (FAX)

Date: March 31, 2008

09-10-2007::09:47:59

Application Number	Patent Number	Attorney Docket Number	Customer Number	Mailing Date	Image Date	Document Code	Document Description	Earliest Image View Date
11/733,511	-	68.0268	35204	09-06-2007	09-07-2007	NTC.PUB	Notice of Publication	-
11/308,036	-	68.0522	35204	09-06-2007	09-07-2007	NTC.PUB	Notice of Publication	-
11/842,273	-	68.0702	35204	08-30-2007	09-06-2007	PEFN	Pre-Exam Formalities Notice	-
11/162,303	-	22.1560	35204	09-07-2007	09-06-2007	CTNF	Non-Final Rejection	-
11/162,303	-	22.1560	35204	09-07-2007	09-06-2007	892	List of references cited by examiner	-
11/162,303	-	22.1560	35204	09-07-2007	09-06-2007	1449	List of References cited by applicant and considered by examiner	-
10/709,972	-	68.0435	35204	09-05-2007	09-06-2007	ISSUE.NTF	Issue Notification	-
10/709,800	-	68.0477	35204	09-05-2007	09-06-2007	ISSUE.NTF	Issue Notification	-

11/306,225	-	68.0547 ✓	35204	08-31-2007	09-05-2007	CTNF	Non-Final Rejection	09-06- 2007
11/306,225	-	68.0547 ✓	35204	08-31-2007	09-05-2007	1449	List of References cited by applicant and considered by examiner	09-06- 2007
11/306,225	-	68.0547 ✓	35204	08-31-2007	09-05-2007	892	List of references cited by examiner	09-06- 2007
11/162,372	-	68.0592 ✓	35204	08-31-2007	09-05-2007	CTFR	Final Rejection	09-06- 2007
10/908,037	-	22.1512CIP ✓	35204	09-06-2007	09-05-2007	CTFR	Final Rejection	09-06- 2007
10/904,091	-	680429 ✓	35204	08-28-2007	09-05-2007	1449	List of References cited by applicant and considered by examiner	09-06- 2007

Close Window

09-13-2007::09:04:02

Application Number	Patent Number	Attorney Docket Number	Customer Number	Mailing Date	Image Date	Document Code	Document Description	Earliest Image View Date
11/306,652	-	68.0540 ✓	35204	09-12-2007	09-12-2007	CTNF	Non-Final Rejection	-
11/306,652	-	68.0540 ✓	35204	09-12-2007	09-12-2007	1449	List of References cited by applicant and considered by examiner	-
11/306,652	-	68.0540 ✓	35204	09-12-2007	09-12-2007	892	List of references cited by examiner	-
10/906,157 ✓	-	68.0430	35204	09-11-2007	09-12-2007	NOA	Notice of Allowance and Fees Due (PTOL-85)	-
10/906,157	-	68.0430	35204	09-11-2007	09-12-2007	NOA	Notice of Allowance and Fees Due (PTOL-85)	-
10/904,324	-	68.0506 ✓	35204	09-12-2007	09-12-2007	CTNF	Non-Final Rejection	-

10/904,324	-	68.0506	35204	09-12-2007	09-12-2007	892	List of references cited by examiner	-
11/163,502	-	68.0426CIP1	35204	09-12-2007	09-11-2007	CTNF	Non-Final Rejection	-
11/163,502	-	68.0426CIP1	35204	09-12-2007	09-11-2007	1449	List of References cited by applicant and considered by examiner	-
11/163,502	-	68.0426CIP1	35204	09-12-2007	09-11-2007	892	List of references cited by examiner	-
10/906,083	-	68.0492	35204	09-12-2007	09-11-2007	CTAV	Advisory Action (PTOL-303)	-
10/304,205	-	22.1493	35204	09-10-2007	09-11-2007	APEA	Examiner's Answer to Appeal Brief	-
11/160,021	-	22.1555	35204	09-07-2007	09-10-2007	CTNF	Non-Final Rejection	-
11/160,021	-	22.1555	35204	09-07-2007	09-10-2007	1449	List of References cited by applicant and	-

11/160,021	-	22.1555	35204	09-07-2007	09-10-2007	892	List of references cited by examiner	-
11/733,511	-	68.0522 ✓	35204	09-06-2007	09-07-2007	NTC.PUB	Notice of Publication	09-10-2007
11/308,036	-	68.0522 ✓	35204	09-06-2007	09-07-2007	NTC.PUB	Notice of Publication	09-10-2007

Close Window

09-14-2007::14:51:48

Application Number	Patent Number	Attorney Docket Number	Customer Number	Mailing Date	Image Date	Document Code	Document Description	Earliest Image View Date
11/758,863	-	101.0204	35204	09-04-2007	09-13-2007	ABN	Abandonment	-
11/550,532	-	68.0346DIV1	35204	09-12-2007	09-13-2007	CTNF	Non-Final Rejection	-
11/550,532	-	68.0346DIV1	35204	09-12-2007	09-13-2007	892	List of references cited by examiner	-
10/907,509	-	68.0557	35204	09-13-2007	09-13-2007	NOA	Notice of Allowance and Fees Due (PTOL-85)	-
10/907,509	-	68.0557	35204	09-13-2007	09-13-2007	NOA	Notice of Allowance and Fees Due (PTOL-85)	-
10/709,554	-	68.0397	35204	09-12-2007	09-13-2007	ISSUE.NTF	Issue Notification	-
11/306,652	-	68.0540	35204	09-12-2007	09-12-2007	CTNF	Non-Final Rejection	09-13-2007
11/306,652	-	68.0540	35204	09-12-2007	09-12-2007	1449	List of References cited by applicant and considered by	09-13-2007

11/306,652	-	68.0540	35204	09-12-2007	09-12-2007	892	List of references cited by examiner	09-13-2007
10/906,157	-	68.0430	35204	09-11-2007	09-12-2007	NOA	Notice of Allowance and Fees Due (PTOL-85)	09-13-2007
10/906,157	-	68.0430	35204	09-11-2007	09-12-2007	NOA	Notice of Allowance and Fees Due (PTOL-85)	09-13-2007
10/904,324	-	68.0506	35204	09-12-2007	09-12-2007	CTNF	Non-Final Rejection	09-13-2007
10/904,324	-	68.0506	35204	09-12-2007	09-12-2007	892	List of references cited by examiner	09-13-2007
11/163,502	-	68.0426CIP1	35204	09-12-2007	09-11-2007	CTNF	Non-Final Rejection	09-13-2007
11/163,502	-	68.0426CIP1	35204	09-12-2007	09-11-2007	1449	List of References cited by applicant and considered by examiner	09-13-2007
11/163,502	-	68.0426CIP1	35204	09-12-2007	09-11-2007	892	List of references cited by examiner	09-13-2007
10/906,083	-	68.0492	35204	09-12-2007	09-11-2007	CTAV	Advisory	09-13-2007

10/304,205	-	22.1493	35204	09-10-2007	09-11-2007	APEA	Examiner's Answer to Appeal Brief	09-13-2007
11/160,021	-	22.1555	35204	09-07-2007	09-10-2007	CTNF	Non-Final Rejection	09-13-2007
11/160,021	-	22.1555	35204	09-07-2007	09-10-2007	1449	List of References cited by applicant and considered by examiner	09-13-2007
11/160,021	-	22.1555	35204	09-07-2007	09-10-2007	892	List of references cited by examiner	09-13-2007

Close Window

09-17-2007::11:24:01

Application Number	Patent Number	Attorney Docket Number	Customer Number	Mailing Date	Image Date	Document Code	Document Description	Earliest Image View Date
11/848,838	-	89.0537	35204	09-12-2007	09-14-2007	PEFN	Pre-Exam Formalities Notice	-
11/845,966	-	68.0692	35204	09-11-2007	09-14-2007	PEFN	Pre-Exam Formalities Notice	-
11/844,414	-	22.1620	35204	09-11-2007	09-14-2007	PEFN	Pre-Exam Formalities Notice	-
10/575,030	-	103.0009 US/PCT	35204	09-13-2007	09-14-2007	NTC.PUB	Notice of Publication	-
11/758,863	-	101.0204	35204	09-04-2007	09-13-2007	ABN	Abandonment	09-14-2007
11/550,532	-	68.0346DIV1	35204	09-12-2007	09-13-2007	CTNF	Non-Final Rejection	09-14-2007
11/550,532	-	68.0346DIV1	35204	09-12-2007	09-13-2007	892	List of references cited by examiner	09-14-2007
10/907,509	-	68.0557	35204	09-13-2007	09-13-2007	NOA	Notice of Allowance and Fees Due (PTOL-85)	09-14-2007
10/907,509	-	68.0557	35204	09-13-2007	09-13-2007	NOA	Notice of	09-14-2007

10/709,554	-	68.0397 ✓	35204	2007	09-13-2007	ISSUE.NTF	Allowance and Fees Due (PTOL-85)	2007
11/306,652	-	68.0540	35204	09-12-2007	09-12-2007	CTNF	Issue Notification	09-14-2007
11/306,652	-	68.0540	35204	09-12-2007	09-12-2007	1449	Non-Final Rejection	09-13-2007
11/306,652	-	68.0540	35204	09-12-2007	09-12-2007	892	List of References cited by applicant and considered by examiner	09-13-2007
10/906,157	-	68.0430	35204	09-11-2007	09-12-2007	NOA	List of references cited by examiner	09-13-2007
10/906,157	-	68.0430	35204	09-11-2007	09-12-2007	NOA	Notice of Allowance and Fees Due (PTOL-85)	09-13-2007
10/904,324	-	68.0506	35204	09-12-2007	09-12-2007	CTNF	Notice of Allowance and Fees Due (PTOL-85)	09-13-2007
10/904,324	-	68.0506	35204	09-12-2007	09-12-2007	892	Non-Final Rejection	09-13-2007
11/163,502	-	68.0426CIP1 ✓	35204	09-12-2007	09-11-2007	CTNF	List of references cited by examiner	09-13-2007

11/163,502	-	68.0426CIP1	35204	09-12-2007	09-11-2007	1449	List of References cited by applicant and considered by examiner	09-13-2007
11/163,502	-	68.0426CIP1	35204	09-12-2007	09-11-2007	892	List of references cited by examiner	09-13-2007
10/906,083	-	68.0492	35204	09-12-2007	09-11-2007	CTAV	Advisory Action (PTOL-303)	09-13-2007
10/304,205	-	22.1493	35204	09-10-2007	09-11-2007	APEA	Examiner's Answer to Appeal Brief	09-13-2007

Close Window

09-19-2007::13:27:32

Application Number	Patent Number	Attorney Docket Number	Customer Number	Mailing Date	Image Date	Document Code	Document Description	Earliest Image View Date
11/846,203	-	68.0706 ✓	35204	09-12-2007	09-17-2007	PEFN	Pre-Exam Formalities Notice	-
11/765,807	-	68.0687 <i>does this need to be linked?</i>	35204	09-12-2007	09-17-2007	N570	Communication - Re: Power of Attorney (PTOL-308)	-
10/905,713	-	68.0446 ✓	35204	09-14-2007	09-17-2007	NOA	Notice of Allowance and Fees Due (PTOL-85)	-
10/905,713	-	68.0446 ✓	35204	09-14-2007	09-17-2007	NOA	Notice of Allowance and Fees Due (PTOL-85)	-
10/905,196	-	68.0479 ✓	35204	09-17-2007	09-17-2007	CTNF	Non-Final Rejection	-
11/848,838	-	89.0537 ✓	35204	09-12-2007	09-14-2007	PEFN	Pre-Exam Formalities Notice	09-17-2007
11/845,966	-	68.0692 ✓	35204	09-11-2007	09-14-2007	PEFN	Pre-Exam Formalities Notice	09-17-2007
11/844,414	-	22.1620 ✓	35204	09-11-2007	09-14-2007	PEFN	Pre-Exam Formalities	09-17-2007

✓ 9/19/07

10/575,030	-	103.0009 US/PCT ✓	35204	09-13-2007	09-14-2007	NTC.PUB	Notice of Publication	09-17-2007
11/758,863	-	101.0204 ✓	35204	09-04-2007	09-13-2007	ABN	Abandonment	09-14-2007
11/550,532	-	68.0346DIV1 ✓	35204	09-12-2007	09-13-2007	CTNF	Non-Final Rejection	09-14-2007
11/550,532	-	68.0346DIV1	35204	09-12-2007	09-13-2007	892	List of references cited by examiner	09-14-2007
10/907,509	-	68.0557 ✓	35204	09-13-2007	09-13-2007	NOA	Notice of Allowance and Fees Due (PTOL-85)	09-14-2007
10/907,509	-	68.0557 ✓	35204	09-13-2007	09-13-2007	NOA	Notice of Allowance and Fees Due (PTOL-85)	09-14-2007
10/709,554	-	68.0397 ✓	35204	09-12-2007	09-13-2007	ISSUE.NTF	Issue Notification	09-14-2007

Close Window

09-20-2007::08:47:34

Completed 9/20

Application Number	Patent Number	Attorney Docket Number	Customer Number	Mailing Date	Image Date	Document Code	Document Description	Earliest Image View Date
11/850,392	-	68.0724 ✓	35204	09-17-2007	09-19-2007	PEFN	Pre-Exam Formalities Notice	-
11/850,243	-	68.0704 ✓	35204	09-17-2007	09-19-2007	PEFN	Pre-Exam Formalities Notice	-
11/161,939	-	68.0357 ✓	35204	09-18-2007	09-19-2007	CTNF	Non-Final Rejection	-
11/161,939	-	68.0357 ✓	35204	09-18-2007	09-19-2007	1449	List of References cited by applicant and considered by examiner	-
11/161,939	-	68.0357 ✓	35204	09-18-2007	09-19-2007	892	List of references cited by examiner	-
10/905,775	-	68.0406 ✓	35204	09-18-2007	09-19-2007	CTNF	Non-Final Rejection	-
10/905,775	-	68.0406 ✓	35204	09-18-2007	09-19-2007	892	List of references cited by examiner	-
10/905,560	-	68.0281CNT ✓	35204	09-20-2007	09-19-2007	CTNF	Non-Final Rejection	-

10/905,560	-	68.0281CNT ✓	35204	09-20-2007	09-19-2007	892	List of references cited by examiner	-
10/904,071	-	68.0501 ✓	35204	09-19-2007	09-19-2007	CTNF	Non-Final Rejection	-
10/904,071	-	68.0501 ✓	35204	09-19-2007	09-19-2007	892	List of references cited by examiner	-
10/904,071	-	68.0501 ✓	35204	09-19-2007	09-19-2007	1449	List of References cited by applicant and considered by examiner	-
10/710,564	-	22.1534 ✓	35204	09-12-2007	09-19-2007	1449	List of References cited by applicant and considered by examiner	-
10/414,586	-	68.0336 ✓	35204	09-19-2007	09-19-2007	NOA	Notice of Allowance and Fees Due (PTOL-85)	-
10/414,586	-	68.0336 ✓	35204	09-19-2007	09-19-2007	NOA	Notice of Allowance and Fees Due (PTOL-85)	-
09/871,240	-	22.1397 ✓	35204	09-19-2007	09-19-2007	CTNF	Non-Final Rejection	-
09/871,240	-	22.1397 ✓	35204	09-19-2007	09-19-2007	892	List of references cited by examiner	-

11/846,203	-	68.0706 ✓	35204	09-12-2007	09-17-2007	PEFN	Pre-Exam Formalities Notice	09-19-2007
11/765,807	-	68.0687 ✓	35204	09-12-2007	09-17-2007	N570	Communication - Re: Power of Attorney (PTOL-308)	09-19-2007
10/905,713	-	68.0446 ✓	35204	09-14-2007	09-17-2007	NOA	Notice of Allowance and Fees Due (PTOL-85)	09-19-2007
10/905,713	-	68.0446	35204	09-14-2007	09-17-2007	NOA	Notice of Allowance and Fees Due (PTOL-85)	09-19-2007
10/905,196	-	68.0479 ✓	35204	09-17-2007	09-17-2007	CTNF	Non-Final Rejection	09-19-2007
11/848,838	-	89.0537 ✓	35204	09-12-2007	09-14-2007	PEFN	Pre-Exam Formalities Notice	09-17-2007
11/845,966	-	68.0692 ✓	35204	09-11-2007	09-14-2007	PEFN	Pre-Exam Formalities Notice	09-17-2007
11/844,414	-	22.1620 ✓	35204	09-11-2007	09-14-2007	PEFN	Pre-Exam Formalities Notice	09-17-2007
10/575,030	-	103.0009 US/PCT ✓	35204	09-13-2007	09-14-2007	NTC.PUB	Notice of Publication	09-17-2007

Close Window